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COPY

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: SOMERSET COUNTY  
DOCKET NO. L-980-97

GAF CORPORATION,

Plaintiff,

v.

HARTFORD ACCIDENT &  
INDEMNITY COMPANY, *et al.*,

Defendants.

Civil Action

**CASE MANAGEMENT ORDER  
NUMBER 2**

**THIS MATTER** coming on for a Case Management Conference on August 26, 1998  
before the Honorable Robert E. Guterl, in the presence of all counsel of record; and good cause  
appearing;

IT IS on this 30<sup>th</sup> day of September, 1998,

**ORDERED** that the parties shall comply with the following case management  
provisions:

**I. GENERAL MATTERS**

**A. Scheduling Conflicts of Counsel Admitted *Pro Hac Vice***

The home state scheduling conflicts of counsel admitted in this action *pro hac vice* shall  
not be the basis for adjourning any proceedings in this case.

not contain subparts, but each interrogatory may seek information on the eight (8) test sites selected for discovery and trial in this case.

2. Within thirty (30) days of the completion of GAF's Rule 4:14-2(c) fact depositions, defendants jointly may serve on GAF up to fifty (50) interrogatories that do not seek information duplicative of prior discovery requests. These interrogatories shall not contain subparts, but each interrogatory may seek information on the eight (8) test sites selected for discovery and trial in this case.

3. Within thirty (30) days of the date of this Order, defendants Continental Casualty Company and North River Insurance Company each may serve on GAF up to fifteen (15) interrogatories that do not seek information duplicative of prior discovery requests. These interrogatories shall not contain subparts.

4. Within thirty (30) days of the date of this Order, defendant Sun Insurance Company may serve on GAF up to twenty (20) interrogatories and up to twenty (20) document requests that do not seek information duplicative of prior discovery requests. These interrogatories and document requests shall not contain subparts.

**D. Site Inspections**

Within ten (10) days of the date of this Order, GAF shall respond to defendants' request to visit and inspect the Linden and Novacor Sites.

**E. Procedure for Resolving Future Disputes**

Parties shall advise the Court of disputes through letters to the Court requesting a telephone conference. The Court thereafter may schedule a telephone conference to address the disputes.

### **III. Case Management Conference**


The Court shall hold a Case Management Conference on November \_\_, 1998 at \_\_\_\_\_ to determine the status of proceedings under this Order, and to establish a schedule for entry of a subsequent Case Management Order, as deemed appropriate by the Court. Plaintiff and defendants jointly shall submit to the Court separate "status letters" and proposed Case Management Orders at least three (3) days prior to each Conference.

### **IV. Prior Case Management Order**

Except as amended by this Order, all provisions of Case Management Order Number 1 remain in effect.

**IT IS FURTHER ORDERED** that this Order may be amended or supplemented: (a) by the Court, upon motion of any party; and (b) by agreement of all parties, subject to Court approval.

**IT IS FURTHER ORDERED** that a copy of this Order be served on all counsel within seven (7) days of the date hereof.

  
\_\_\_\_\_  
ROBERT E. GUTERL, J.S.C.